

RETURN

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To an Address of the House of Commons, dated February 19, 1908, for a copy of memorial addressed to His Excellency the Governor General respecting a reference to the Privy Council in regard to the constitutionality of the Saskatchewan Act passed by the Legislative Assembly of the province of Saskatchewan on May 22, 1906; together with a copy of all correspondence, telegrams or other communications relating thereto, between the Dominion government or any member thereof, and the government of Saskatchewan or any member thereof.

R. W. SCOTT,
Secretary of State.

REGINA, May 29, 1906.

The Honourable
The Secretary of State,
Ottawa, Ont.

SIR,—I have the honour to inclose herewith copy of a resolution respecting a reference passed by the Legislative Assembly of Saskatchewan, on May 22, and to request you to be good enough to cause the same to be presented to His Excellency the Governor General in Council.

A. E. FORGET,
Lieutenant Governor of Saskatchewan.

To His Excellency the Right Honourable Sir Albert Henry George, Earl Grey, Viscount Howick, Baron Grey of Howick, in the county of Northumberland, in the Peerage of the United Kingdom, Baronet, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, &c., &c., &c., Governor General of Canada.

May it please Your Excellency :

We, His Majesty's most dutiful and loyal subjects, the Legislative Assembly of Saskatchewan, in session assembled, humbly approach Your Excellency for the purpose of representing :

That whereas in the fifth year of His Majesty's reign an Act intituled: 'The Saskatchewan Act' was passed by the parliament of Canada establishing the province of Saskatchewan and providing a constitution therefor ;

And whereas the legislature of the province of Saskatchewan believes that the parliament of Canada had power to pass the said Act and the several provisions thereof ;

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And whereas at the first general election held in the said province, on December 13, 1905, the terms and provisions of the said Act were endorsed and approved by a majority of the electors of the said province ;

And whereas nevertheless doubts have been and are expressed by a political party, respecting the constitutionality of certain of the provisions of the said Act ;

And whereas it is desirable that these doubts should be removed, and that the constitutionality of the said Act and of the several provisions thereof should be finally determined ;

We do therefore humbly pray that Your Excellency will be pleased to take steps to have submitted to the Judicial Committee of the Imperial Privy Council the question of the constitutionality of 'The Saskatchewan Act' and of the several provisions thereof.

All of which we humbly pray Your Excellency to take into Your Excellency's most gracious, favourable and early consideration.

THOS. MACNUTT,

Speaker of the Legislative Assembly of the Province of Saskatchewan.

OTTAWA, June 5, 1907.

His Honour

The Lieutenant Governor of Saskatchewan,
Regina, Saskatchewan.

SIR,—I have the honour to acknowledge the receipt of your despatch of the 29th ultimo, transmitting copy of a resolution respecting the constitutionality of 'The Saskatchewan Act,' and to state that the same has been submitted to His Excellency the Governor General in Council.

JOSEPH POPE,

Under Secretary of State.